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*Attorneys for Defendants LifeScan, Inc.;  
LifeScan Scotland, Ltd.; and Johnson & Johnson*

**UNITED STATES DISTRICT COURT  
DISTRICT OF NEVADA**

PHARMA TECH SOLUTIONS, INC. and  
DECISION IT CORP.,

## Plaintiffs.

1

LIFESCAN, INC., LIFESCAN SCOTLAND, LTD. and JOHNSON AND JOHNSON.

## Defendants.

Case No. 2:16-CV-564-RFB-PAL

**MOTION BY DEFENDANTS TO ALLOW  
ANTHONY DECINQUE TO WITHDRAW AS  
COUNSEL**

1 **MOTION**

2 Defendants LifeScan, Inc.; LifeScan Scotland, Ltd.; and Johnson and Johnson (collectively,  
3 “Defendants”) file this motion to allow Anthony DeCinque to withdraw as *pro hac vice* counsel.  
4 This motion is based on the papers and pleadings on file, the Declaration of Anthony DeCinque  
5 below, and the following Memorandum of Points and Authorities.

6 Dated: April 24, 2017

7 /s/ Anthony C. DeCinque

8 PATTERTON BELKNAP WEBB & TYLER LLP  
9 Gregory L. Diskant  
Eugene M. Gelernter  
Anthony C. DeCinque

10 EVANS FEARS & SCHUTTERT LLP  
11 Chad R. Fears

12 HOFFMANN MARSHALL & STRONG LLP  
13 Charles D. Hoffmann  
Sean R. Marshall

14 *Attorneys for Defendants LifeScan, Inc.;*  
15 *LifeScan Scotland, Ltd.; and Johnson & Johnson*

16 **DECLARATION**

17 I, Anthony DeCinque, hereby swear and state, under penalty of perjury, and having personal  
18 knowledge of all matters herein, as follows:

- 19 1. I am one counsel of record for Defendants LifeScan, Inc.; LifeScan Scotland, Ltd.;  
20 and Johnson and Johnson. I was admitted *pro hac vice* on June 16, 2016. See ECF Nos. 21 & 28.
- 21 2. I submit this declaration in accordance with LR IA 11-6(b).
- 22 3. I am leaving the firm of Patterson Belknap Webb & Tyler LLP as of April 28, 2017.
- 23 4. Several other lawyers will continue to represent Defendants in this case, including my  
24 former colleagues at Patterson Belknap Webb & Tyler LLP.
- 25 5. I have notified my clients of my intent to withdraw from this matter, and they have no  
26 objection.
- 27 6. I am not aware of any delay or other prejudice that would be caused by my  
28 withdrawal.

1  
2 I declare, under penalty of perjury and laws of the United States of America, and that  
3 foregoing is true and accurate.

4 */s/ Anthony C. DeCinque*  
5 PATTERTON BELKNAP WEBB & TYLER LLP  
6

7 **MEMORANDUM**

8 BECAUSE Anthony DeCinque is leaving Patterson Belknap Webb & Tyler LLP;  
9 BECAUSE the defendants will continue to be represented by lawyers from Patterson  
10 Belknap Webb & Tyler LLP; from Evans, Fears & Schuttert LLP; and from Hoffmann Marshall &  
11 Strong LLP; and

12 BECAUSE the withdrawal of Mr. DeCinque will not result in any delay or prejudice;  
13 Defendants request that the Court grant this motion.

14 */s/ Anthony C. DeCinque*  
15 PATTERTON BELKNAP WEBB & TYLER LLP  
16 Gregory L. Diskant  
17 Eugene M. Gelernter  
18 Anthony C. DeCinque

19 EVANS FEARS & SCHUTTERT LLP  
20 Chad R. Fears

21 HOFFMANN MARSHALL & STRONG LLP  
22 Charles D. Hoffmann  
23 Sean R. Marshall

24 *Attorneys for Defendants LifeScan, Inc.;*  
25 *LifeScan Scotland, Ltd.; and Johnson & Johnson*

26 **IT IS SO ORDERED:**

27 **Dated:** \_\_\_\_\_

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28 **UNITED STATES DISTRICT JUDGE**  
**UNITED STATES MAGISTRATE JUDGE**

## **CERTIFICATE OF SERVICE**

The foregoing **Motion by Defendants to Allow Anthony DeCinque to Withdraw as Counsel** is being electronically served on all counsel of record by ECF filing.

/s/ Anthony DeCinque  
Anthony DeCinque